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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Tsukaya HIROKAZU et al.

Confirmation No.: 4857

Application No.: 10/507,106

Group Art Unit: 1638

Filed: September 10, 2004

Examiner: Stuart F. Baum, Ph.D.

Title: GENE PARTICIPATING IN THE SYNTHESIS OF BRASSINOSTEROID

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

This paper responds to the Restriction Requirement set forth in the Official Action mailed November 14, 2006.

In the Office Action, the Examiner requires restriction of the invention to one of the following groups:

**Group I:** claims 14-16, 18-22, 24-26, 28-29, drawn to a polynucleotide in sense orientation; or construct comprising said polynucleotide operably linked to a promoter or a vector comprising said polynucleotide, or plant transformed therewith, or method for changing morphology of plant comprising transforming a plant with said construct wherein said polynucleotide is expressed to produce a protein, or a composition of matter comprising a selected polypeptide;

**Group II:** claims 17, 23, 27, drawn to a construct or vector comprising a polynucleotide in antisense orientation or method comprising suppressing expression of a polynucleotide;

**Group III:** claim 27, drawn to a method for changing the morphology of a plant comprising a stimulating promoter.